

Before the
FEDERAL COMMUNICATIONS COMMISSION
 Washington, D.C. 20554

FILED/ACCEPTED

In re:)
)
 Amendment of the)
 FM Table of Allotments)
 Pine Bluffs, Wyoming)

MAR 26 2009

Federal Communications Commission
 Office of the Secretary

To: The Secretary, Federal Communications Commission
 Attn.: Media Bureau

PETITION FOR RULEMAKING

Kimball Radio, LLC ("Kimball"), pursuant to Section 1.401, 47 C.F.R. § 1.401, files this Petition for Rulemaking proposing the substitution of Channel 222C3 for vacant Channel 238C3 at Pine Bluffs, Wyoming. The substitution of channels at Pine Bluffs will allow Kimball to change its transmitter site and channel for KYOY(FM). Kimball is concurrently filing its Form 301 Application with the requisite fee seeking this minor change in facilities.

Good cause exists for grant of this requested rulemaking. As more particularly set forth in the attached Technical Statement, the proposed substitution of Channel 222C3 for vacant Channel 238C3 at Pine Bluffs, Wyoming, can be made in full compliance with the Commission's spacing rules. This substitution in turn will allow Kimball to modify its facilities for KYOY(FM) and provide improved service to the community of Hillsdale, Wyoming.

In the event Channel 222C3 is allocated to Pine Bluffs, Wyoming, Kimball will apply to participate in an auction for the station, and if it is the successful applicant, it will expeditiously construct the station on grant of its application.

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WHEREFORE, it is respectfully requested that this Petition for Rulemaking be granted.

Respectfully submitted,

KIMBALL RADIO, LLC

By: 
A. Wray Fitch III
Its Attorney

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March 25, 2009

TECHNICAL STATEMENT
PETITION FOR RULEMAKING
KIMBALL RADIO, LLC
PINE BLUFFS, WYOMING 222C3
FCC FORM 301
FEBRUARY 2009

This Technical Statement is prepared on behalf of Kimball Radio, LLC, Licensee of KYOY, facility ID #77915. It is in support of a Petition for Rulemaking being filed by Kimball Radio, LLC proposing to substitute channel 222C3 for the vacant channel 238C3 at Pine Bluffs, Wyoming. This direct substitution of channels at Pine Bluffs will allow KYOY to minor change its transmitter site and to change channels from 222A to channel 238A.

Kimball Radio, LLC is filing a contingent and concurrent minor change to KYOY to change its transmitter site and to change channels from 222A to 238A with this Petition for Rulemaking.

Figure 1 is a channel spacing study which shows that channel 222C3 can be directly substituted for the current channel 238C3 allotment for Pine Bluffs, Wyoming at an existing tower site, ASR 1025427, with the coordinates of N. 41°-15'-16", W. 103°-53'-28". This tower is 16.923 km northeast of Pine Bluffs and is within the 23.2 kilometers of all of Pine Bluffs allowed for allotment of a class C3 channel to a community. (Refer to violet circle.) Figure 1 also shows the proposed 70 dB μ predicted (F50,50) contour from a full class A facility (6 kW ERP at 100 meters HAAT) operating at the proposed allotment point. The contour shows more than adequate 70 dB μ coverage over the entire community of Pine Bluffs.

The proposed allotment point for 222C3 at Pine Bluffs is fully spaced to all of the pertinent stations under 73.207 of the commission's rules. There are apparent short spacings to two allotments for KYOY, both of which will be replaced when KYOY changes channels from 222A to 238A with the contingent application being filed by Kimball Radio, LLC.

Kimball Radio, LLC respectfully requests the substitution of the vacant allotment at Pine Bluffs, Wyoming to channel 222C3 from the present 238C3.

Respectfully Submitted,

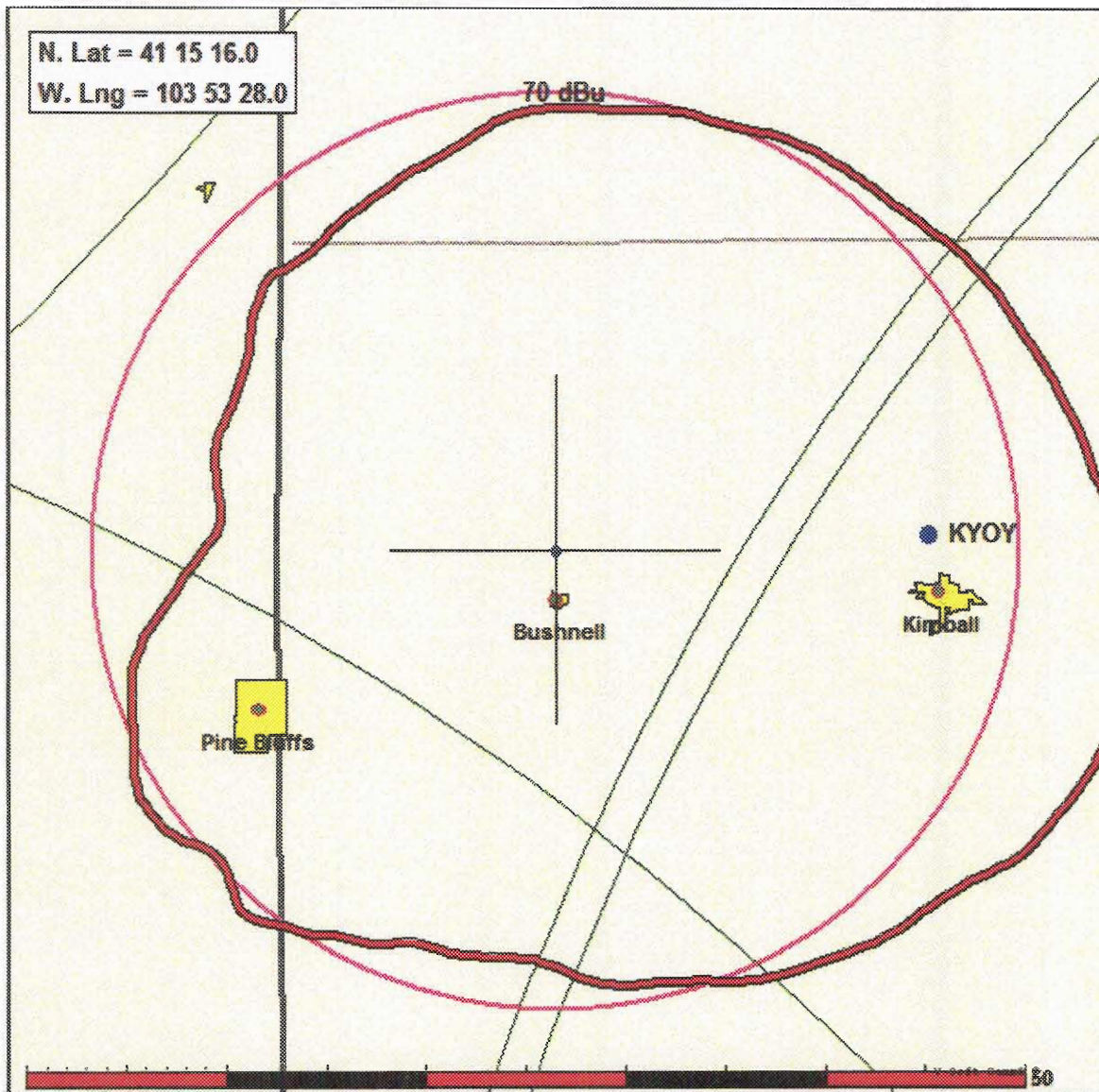
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CH 222 C3 92.3 MHz

Current Spacings to 3rd Adj.

Figure 1, Channel Study

Pine Bluffs, Wyoming 222C3



Data Date:02-26-09 Job Date:02-26-09

Call	CH#	Type	Location		Azi	D-KM	FCC	Margin
KYOY	% 222A	LIC	Kimball	NE	87.5	18.7	142.0	-123.3
KYOY	% 222A	CP N	Hillsdale	WY	257.7	45.0	142.0	-97.0
KSTH	221C1	CP	Holyoke	CO	119.1	152.1	144.0	8.1
KSTH	222A	LIC	Holyoke	CO	119.1	152.1	142.0	10.1
KWLI	223C1	LIC-D	Broomfield	CO	213.8	154.4	144.0	10.4
KDAD	223C1	CP	Douglas	WY	311.7	171.2	144.0	27.2
KUWR	220C	LIC	Laramie	WY	273.2	131.1	96.0	35.1
KOLT-FM	225C2	LIC	Warren Afb	WY	260.2	111.8	56.0	55.9
KHIH	222C2	CP N	Hugo	CO	175.5	239.3	177.0	62.3
1184485	224A	RSV	Hillrose	CO	156.4	109.6	42.0	67.6
1184021	224A	APP N	Hillrose	CO	159.6	120.3	42.0	78.3
AU7055920	222A	VAC	Hugo	CO	171.2	237.9	142.0	95.9
KQRQ	222C1	LIC	Rapid City	SD	9.3	317.0	211.0	106.0
KJMN	221C2	LIC N	Castle Rock	CO	205.6	229.7	117.0	112.7
KZWD	219C2	CP -D	Bennett	CO	183.9	181.3	56.0	125.3

% =Station Fails minimum 73.215 spacings